



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

United States patent application of Ketner and Boyer

Serial No. 09/904,698 Examiner Hill

Filed 07/13/2001 Art Unit 1648

For "**USE OF GENE PRODUCT OF ADENOVIRUS EARLY REGION 4 ORF-6 TO INHIBIT REPAIR OF DOUBLE-STRAND BREAKS IN DNA**"

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

DECLARATION UNDER 37 C.F.R. § 1.132

Kent Rohleder declares as follows:

1. I am a co-author of the publication Boyer et al., *Virology* (1999) 263, 307-312.
2. I have reviewed United States patent application 09/904,698, including the claims.
3. I am not an inventor of the subject matter which is claimed in 09/904,698.
4. I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the above-referenced application and any patent issuing thereon.

Signed

Kent Rohleder

Date 12-15-04

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